



BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW
8110 GATEHOUSE ROAD
SUITE 100 EAST
FALLS CHURCH, VIRGINIA 22042-1248
USA

OTHER OFFICES:
CARLSBAD, CALIFORNIA
COSTA MESA, CALIFORNIA
LOS ANGELES, CALIFORNIA

(703) 205-8000
FAX: (703) 205-8050
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.com



Date: November 20, 2003

Docket No.: 2593-0142P

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☒ continuation ☐ divisional
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 10/121,592 filed on April 15, 2002,
the entire contents of which are hereby incorporated by
reference,
by

Noboru SAITO; Hiroyuki TAKAHASHI; Noriyuki IGARASHI; Keiichi
FUKUMOTO; Hiroto NAKAMURA; Yutaka WATANABE; Kenichi SHIMADA

for

DEVICE TESTING APPARATUS

1. ☒ Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).

2. ☒ The filing fee has been calculated as follows:

		LARGE ENTITY	SMALL ENTITY
BASIC FEE		\$770.00	\$385.00
NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	37-20 = 17	x 18 = \$306.00	x 9 = \$0.00
INDEPENDENT CLAIMS	7-3 = 4	x 86 = \$344.00	x 43 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		+ \$290.00	+ \$145.00
TOTAL		\$1,420.00	\$0.00

3. ☒ A check in the amount of \$1,420.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☒ Enclosed is/are twenty-eight (28) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. 10/121,592 on _____. See the attached copy of the statement claiming small entity status.
- 6b. ☐ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to ADVANTEST CORPORATION.
8. ☒ A Preliminary Amendment is enclosed.
- 9a. ☒ Priority of Application Nos. 10-333,864 filed in Japan on November 25, 1998, 10-364,356 filed in Japan on December 22, 1998, and 10-351,357 filed in Japan on December 10, 1998 are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on February 23, 2000.

- 9b. ☐ Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____ Application No. _____ filed in _____ on _____ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.
10. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
11. ☒ Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

or
Customer No. 02292
12. ☒ An extension of time for three (3) month(s) until November 21, 2003 has been submitted in parent Application No. 10/121,592 in order to establish co-pendency with the present application.
13. ☐ Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Joe McKinney Muncy
Joe McKinney Muncy, #32,334

KM/asc
2593-0142P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 10/30/03)